

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

BARBARA SMITH,

Plaintiff,

v.

CONN CREDIT CORPORATION, INC.,

Defendant.

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CASE NO. 4:16-cv-3572

STIPULATION TO ARBITRATION

Plaintiff Barbara Smith (“Plaintiff”) and Defendant Conn Credit Corporation, Inc. (“Defendant”) file this Stipulation to Arbitration and would show the Court as follows:

1. Plaintiff filed her Verified Complaint on December 5, 2016, against Conn Credit Corporation, Inc., alleging violations under the Telephone Consumer Protection Act, 47 U.S.C. § 227 *et seq.*; the Texas Debt Collection Act., Texas Finance Code § 392; and the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, in connection with Conn Appliances, Inc.’s attempt to collect on a debt.

2. Plaintiff purchased merchandise from Conn Appliances, Inc. in exchange for a promise of payment. The Parties memorialized the financing terms in a retail installment contract that Plaintiff signed. The retail installment contract contains an arbitration provision that covers all claims arising from Plaintiff’s debt. Because the claims in Plaintiff’s Complaint fall within the scope of this provision, the parties have agreed to move this case to arbitration.

IT IS THEREFORE AGREED AND STIPULATED as follows:

- i. Plaintiff’s claims are subject to binding arbitration.
- ii. The parties request the Court order this action to arbitration and stay the proceedings pending completion of arbitration.

Dated: August 9, 2017

Respectfully submitted,

By: /s/ Michael A. Harvey

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that on August 9, 2017, a true and correct copy of the foregoing document was electronically filed with the Clerk for the Southern District of Texas via CM/ECF system and served upon all counsel of record.

/s/Michael Harvey

Michael Harvey